

# DECLARATION FOR NON-PROVISIONAL PATENT APPLICATION\*

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below at 201 et seq. beneath my name.

I believe I am the original, first and sole inventor if only one name is listed at 201 below, or an original, first and joint inventor if plural names are listed at 201 et seq. below, of the subject matter which is claimed and for which a patent is sought on the invention entitled  
**WRITING INSTRUMENT WITH GRIPPING DEVICE**

and for which a patent application:

- ☐ is attached hereto and is identified as Pennie & Edmonds LLP Docket No.
- ☒ was filed in the United States on **March 14, 2003** as Application No. **10/391,179** (for declaration not accompanying application)  
with amendment(s) filed on (if applicable)
- ☐ was filed as PCT international Application No. on and was amended under PCT Article 19 on (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified application, including the claims, as amended by any amendment referred to above

I acknowledge the duty to disclose information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED PRIOR TO THE FILING DATE OF THE APPLICATION				
APPLICATION NUMBER	COUNTRY	DATE OF FILING (day, month, year)	PRIORITY CLAIMED	
			YES <input type="checkbox"/>	NO <input checked="" type="checkbox"/>
			YES <input type="checkbox"/>	NO <input checked="" type="checkbox"/>

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below.

PROVISIONAL APPLICATION NUMBER	FILING DATE

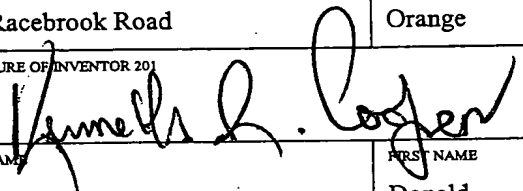
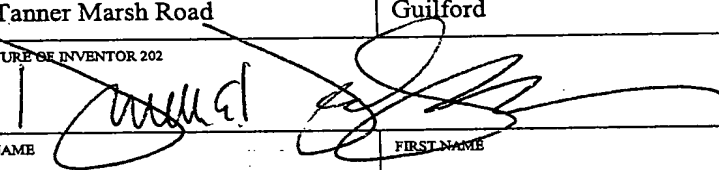
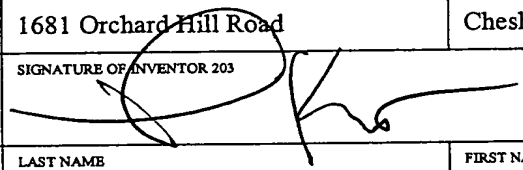
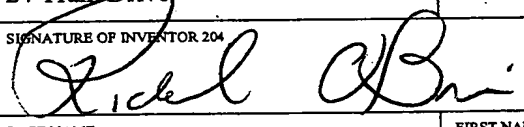
I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information known to me which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

NON-PROVISIONAL APPLICATION SERIAL NO.	FILING DATE	STATUS		
		PATENTED	PENDING	ABANDONED
29/168,675; 29/168,681	October 8, 2002		<input checked="" type="checkbox"/>	
29/153,606	January 14, 2002	<input checked="" type="checkbox"/>		
29/145,136	July 17, 2001	<input checked="" type="checkbox"/>		

**BEST AVAILABLE COPY**

\* for use only when the application is assigned to a company, partnership or other organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

2 0 1	FULL NAME OF INVENTOR	LAST NAME Cooper	FIRST NAME Kenneth	MIDDLE NAME R
	RESIDENCE & CITIZENSHIP	CITY Orange	STATE OR FOREIGN COUNTRY CT	COUNTRY OF CITIZENSHIP U.S.A.
	POST OFFICE ADDRESS	STREET 854 Racebrook Road	CITY Orange	STATE OR COUNTRY CT
	SIGNATURE OF INVENTOR 201 			DATE 5/27/03
2 0 2	FULL NAME OF INVENTOR	LAST NAME DeLuca	FIRST NAME Donald	MIDDLE NAME A
	RESIDENCE & CITIZENSHIP	CITY Guilford	STATE OR FOREIGN COUNTRY CT	COUNTRY OF CITIZENSHIP U.S.A.
	POST OFFICE ADDRESS	STREET 300 Tanner Marsh Road	CITY Guilford	STATE OR COUNTRY CT
	SIGNATURE OF INVENTOR 202 			DATE 3 June 2003
2 0 3	FULL NAME OF INVENTOR	LAST NAME Kent	FIRST NAME Michael	MIDDLE NAME
	RESIDENCE & CITIZENSHIP	CITY Cheshire	STATE OR FOREIGN COUNTRY CT	COUNTRY OF CITIZENSHIP U.S.A.
	POST OFFICE ADDRESS	STREET 1681 Orchard Hill Road	CITY Cheshire	STATE OR COUNTRY CT
	SIGNATURE OF INVENTOR 203 			DATE 28-MAY-03
2 0 4	FULL NAME OF INVENTOR	LAST NAME O'Brien	FIRST NAME Richard	MIDDLE NAME
	RESIDENCE & CITIZENSHIP	CITY Oxford	STATE OR FOREIGN COUNTRY CT	COUNTRY OF CITIZENSHIP U.S.A.
	POST OFFICE ADDRESS	STREET 24 Tram Drive	CITY Oxford	STATE OR COUNTRY CT
	SIGNATURE OF INVENTOR 204 			DATE 28-MAY-03
2 0 5	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
	POST OFFICE ADDRESS	STREET	CITY	STATE OR COUNTRY
	SIGNATURE OF INVENTOR 205			DATE

BEST AVAILABLE COPY

POWER OF ATTORNEY

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of: COOPER, et al.	Confirmation No.: not yet known
Serial No.: not yet assigned	Art Unit: not yet assigned
Filed: concurrently herewith	Examiner: not yet assigned
For: WRITING INSTRUMENT WITH GRIPPING DEVICE	Attorney Docket No.: 618-1185-999

**POWER OF ATTORNEY BY ASSIGNEE  
AND EXCLUSION OF INVENTOR(S) UNDER 37 C.F.R. 3.71  
WITH STATEMENT UNDER 37 C.F.R. 3.73(b)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The undersigned assignee of the entire interest in the above-identified subject application hereby appoints Practitioners at Customer Number 20583 all of Jones Day, whose address is 222 East 41st Street, New York, New York 10017, as its attorneys to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, said appointment to be to the exclusion of the inventors and their attorney(s) in accordance with the provisions of 37 C.F.R. 3.71, provided that, if any one of these attorneys ceases being affiliated with the law firm of Jones Day as partner, counsel, or employee, then the appointment of that attorney and all powers derived therefrom shall terminate on the date such attorney ceases being so affiliated.

Please direct all correspondence for this application to customer no. 20583.

Statement Under 37 C.F.R. 3.73(b)

Societe BIC states that it is:

- ☒ the assignee of the entire right, title, and interest; or  
☐ an assignee of less than the entire right, title and interest.  
The extent (by, percentage) of its ownership interest is %

in the patent application/patent identified above by virtue:

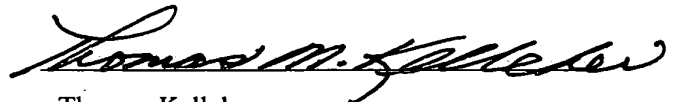
- ☒ An assignment from the inventor(s) of the Parent Application (United States Application No.: 10/391,179, filed March 14, 2003) of the Divisional Patent Application identified above. The assignment was recorded in the United States Patent and Trademark Office on June 16, 2003, at Reel 014181 , Frame 0865.

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

**ASSIGNEE: Societe BIC**

Date: 2/19/2004

Signature:



Typed Name: Thomas Kelleher

Position/Title: Attorney In Fact